

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

LAWRENCE G. FLEMING,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

Case No: C 07-4939 SBA

2255 MOT. – See CR 05-00011 SBA


**ORDER SETTING BRIEFING  
SCHEDULE**

Petitioner Lawrence G. Fleming pleaded guilty to conspiracy, 18 U.S.C. § 371, assaulting an employee of the United States, 18 U.S.C. § 111(a)-(b), conspiracy to use, carry, possess, brandish and discharge a firearm during and in relation to a crime of violence, 18 U.S.C. § 924(n), and using and carrying a firearm in connection with a crime of violence and aiding and abetting, 18 U.S.C. §§ 924(c)(1)(a)(iii) and 2. On October 4, 2006, the Honorable Martin J. Jenkins, the judge previously assigned to this case, signed a Judgment committing Petitioner to the Bureau of Prisons for a total term of ninety-six months. (Docket 242.) Petitioner subsequently filed a motion to vacate, set aside or correct sentence under 28 U.S.C. § 2255. Accordingly,

IT IS HEREBY ORDERED THAT the United States shall file and serve an opposition to Petitioner's 2255 motion within 45 days the date this Order is filed. If Petitioner desires to submit a reply brief, he shall do so by no later than 21 days after the United States files its opposition. The matter will be deemed submitted on the date the Reply is due.

IT IS SO ORDERED.

Dated: March 22, 2010

  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

UNITED STATES DISTRICT COURT

1 FOR THE  
2 NORTHERN DISTRICT OF CALIFORNIA

3 FLEMING et al,

4 Plaintiff,

5 v.

6 UNITED STATES OF AMERICA et al,

7 Defendant.  
8 \_\_\_\_\_/

9 Case Number: CV07-04939 SBA

10 **CERTIFICATE OF SERVICE**

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
12 Court, Northern District of California.

13 That on March 22, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said  
14 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing  
15 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle  
16 located in the Clerk's office.

17 Lawrence G. Fleming Prisoner ID 97587-01  
18 Federal Correctional Institution  
19 P.O. Box 26040  
20 Beaumont, TX 77720

21 Dated: March 22, 2010

22 Richard W. Wieking, Clerk

23 LISA R CLARK, Deputy Clerk

24 By: